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			Application Number	10/	750,079			
TRA	NSMITTAL	- ;	Filing Date	Dec	December 31, 2003			
	FORM		First Named Inventor	Sep	Sepehr Fariabi 3736			
(to be used for	all correspondence after initial	l filing)	Art Unit	373				
			Examiner Name	Una	assigned			
Total Number of I	Pages in This Submission	6+	Attorney Docket Number	AC	SG-66757 (0970CCC)			
		ENCLOS	JRES (check all that appl)	y)				
Amendment After Affid Extension of Express Abar Information D Certified Cop Document(s)	ttached / Reply Final avits/declaration(s) Time Request adonment Request disclosure Statement by of Priority	Petition Petition to Provision Power of Change of Terminal Request	g-related Papers o Convert a eal Application Attorney, Revocation of Correspondence Address Disclaimer for Refund mber of CD(s)		After Allowance communication to Technology Center (TC) Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please identify below): 1. Return postcard			
Incomplete A	Application conse to Missing Parts or 37 CFR 1.52 or 1.53 SIGNATURE O		NT, ATTORNEY, OR AGEN	т				
Firm or Individual name	FULWIDER PATTON LE By: Paul Y. Feng, Reg. N		it, LLP					
Signature	Pa. 04							

	CERTIFICATE OF TRANSMISS	SION/MAILIN	G	
I hereby certify that this co sufficient postage as first date shown below:	orrespondence is being facsimile transmitted to the USP class mail in an envelope addressed to: Commissioner f	TO or deposited wo	vith the United States Postal S lox 1450, Alexandria,VA 223	Service with 13-1450 on the
Typed or printed name	Paul Y. Feng			
Signature	and term,	Date	March 7, 2005	

Date

March 7, 2005

This collection of information is required by 37 CFR 1.5. No information is equired to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 55 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



I hereby ceally that this correspondence (with all attachments) is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 7, 2005.

Paul V Feng Reg No 3510

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/750,079

Applicants

Sepehr Fariabi

Filed

December 31, 2003

Title

HIGH STRENGTH MEMBER FOR INTRACORPOREAL USE

Continuation of Serial No. 09/054,320 filed 4/2/09

now U.S. Patent No. 6,736,843

Art Unit

: 3736

Examiner

: Unassigned

Docket No.:

ACSG-66757 (0970CCC)

Customer No.

: 24201

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

<u>INFORMATION DISCLOSURE STATEMENT</u> <u>UNDER 37 C.F.R. § 1.97(b)</u>

Dear Sir:

The documents listed on the enclosed forms PTO/SB/08a and 08B have come to the attention of the applicant and are submitted to the Office under 37 C.F.R. § 1.97(b). Copies of the cited patents and published applications are not enclosed, although applicant will produce them upon examiner's request. Official Gazette Notices, "Information Disclosure Statements May Be Filed Without Copies of U.S. Patents ..." (August 5, 2003). This is a continuation of Serial No. 09/054,320, filed April 2, 1998, now U.S. Patent No. 6,736,843, which is a continuation of Serial No. 8/829,465, filed March 28, 1997, now U.S. Patent No. 6,482,166, which is a continuation of Serial No. 08/280,209, filed July 25, 1994, now U.S. Patent No. 5,636,641. Accordingly, publications cited and produced in the preceding applications have not been enclosed as permitted under 37 C.F.R. § 1.98(d).

This statement is not a representation that all of the information cited is necessarily effective as prior art against the present application or that a prior art search was performed.

Because this Information Disclosure Statement is filed prior to the mailing of the first Office action on the merits, no fee is required. The Commissioner is authorized, however, to charge any fees that may be required by this paper to Deposit Account No. 06-2425. A duplicate copy of this paper is enclosed.

Applicant respectfully requests that the foregoing citations be considered and made of record. It is respectfully requested that the examiner indicate consideration of the cited references by returning a copy of the attached forms PTO/SB/08a and 08B with initials and/or other appropriate marks.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By

Paul Y. Feng

Registration No. 35,510

PYF:gbr

Howard Hughes Center 6060 Center Drive, Tenth Floor Los Angeles, CA 90045 Telephone: (310) 824-5555 Facsimile: (310) 824-9696

Customer No. 24201

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PTO/SB/08B (06-03) Approved for use through 06/30/2003 OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE hts Paperwork Reduction 🔊 of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form					Complete if Known					
INFORMATION DISCLOSURE					Application 1		10/750,079			
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					First Named	Inventor	Sepehr Fari			
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xaminer nitials*	Cite No ¹	Number	K	Kind Code ² (if known)	Publication Date MM-DD-YYYY		plicant of Cited Document	Relevant Passages or Releva Figures Appear		
		3,679,812			07-25-1972	Owens				
		4,112,952	2		09-12-1978	Thoma	s et al.			
_		4,300,24	1		11-17-1981	Bokros	3			
		RE 3316	6 (4,582,181)		02-20-1990	Samso	n			
		4,917,104	1		04-17-1990	Rebell				
		4,922,92	7		05-08-1990	Fine et	al.			
		5,203,348	3		04-20-1993	Dahl e	t al.			
		5,267,564	1		12-07-1993	Barcel	et al.			
		5,282,84	5		02-01-1994	Bush e	t al.			
		5,303,704	1		04-19-1994	Molace	ek et al.			
		5,333,625	5		08-02-1994	12-1994 Klein				
		5,341,818	3		08-30-1994	Abram	s et al.			
		5,358,517	7		10-25-1994	Pohnde	orf et al.			
		4,830,003	3		05-16-1989	Wolff	et al.			
		5,720,300)		02-24-1998	Fagan	et al.			
		4,925,445	5		05-15-1990	Sakam	oto et al.			
		5,069,220	5		12-03-1991	Yamau	ichi et al.			
		5,171,383	3		12-15-1992	Sagaye	et al.			
		6,482,160	5 B1		11-19-2002	Fariabi				
		4,516,972	2		05-14-1985	Samso	n			
		4,538,622	2		09-03-1985	Samso	n et al.			
		4,554,929)		11-26-1985	Samso	n et al.			
		5,135,503	3		08-04-1992	Abram	s			
		5,636,641			06-10-1997	Fariabi				
		•		FOREIC	N PATENT DOC	JMENTS				
Examiner	Cite		Foreign Patent Docum	nent	Publication Date		of Patentee or	Pages, Columns, Lines		
Initials*	No ¹	Office ³	Number ⁴	Kind ⁵ (if known)	MM-DD-YYYY		cant of Cited ocument	Where Relevant Passages or Relevant Figures Appear		
		EP	0 395 098 A1		10-31-1990	Tokin Co				
		EP	0 480 427 A1		04-15-1992	Nippon S				
		WO	96/25969		08-29-1996	C. R. Bar				
		EP WO	0 804 934 A2 98/02084		11-05-1996 01-22-1998	Schneider Embol-X,	(USA) Inc.			
		wo	98/33443	 	08-06-1998	AngioGu				
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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INFORMATION DESCLOSURE						Filing Date			December 31, 2003			
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	-	5,213,111		i kilowii)	05-	25-1993	7	Cook et a				
		5,230,348			07-	27-1993	I	shibe et a	al.			
		5,238,004			08-	24-1993	5	Sahatjian	et al.			
		5,465,733			11-	14-1995	ŀ	linohara	et al.			
		5,477,864			12-26-1995			Davidson				
		5,891,191			04-	06-1999		Stinson				
		5,019,090		- 	05-	28-1991	F	Pinchuk				
		5,449,372			09-12-1995			Schmaltz et al.				
		5,449,373			09-12-1995 P			Pinchasik et al				
		5,217,483			06-08-1993 Tow		Tower					
		4,856,516			08-15-1989 Hills		Hillstead					
		5,449,372				09-12-1995 Schmal		Schmaltz	et al.			
		6,419,693 BI				07-16-2002 Fariabi						
		5,891,193				04-06-1999 Robinson			et al.			-
		5,421,955			06-06-1995 Lau et al			au et al.				
		5,061,275			10-29-1991 Wallste			Wallsten	et al.			
		5,496,359			031996 Davids		Davidson					
		5,562,729			101996 Purd		Purdy et al.					
		5,720,300			02-	-1998	F	agan et a	al.			
		2002/0147	7494 A1		10-	10-02	F	ariabi				
		2003/0205	5554 A1	,	11-06-2003 Fari		Fariabi					
				144								
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PTO/SB/08B (06-03)

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OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS											
	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book,										
Examiner Initials*	Cite No ¹ .	magazine journal cerial symnosium catalog etc.) date nage(s) volume-issue number(s) nublisher city and/or T									
		Letter from Food and Drug Administration re Magic WALLSTENT® Endoprosthesis, Sept. 29, 1998									
		Heat Treatment o	f Steel (From the 1924 Edition	on of Machinery's Handbook) s al/heattreat3.html, March 6, 20	Section 3 of 7,						
		Standard Specific	ation for Wrong Cobalt-20 (S R30605), ASTM Designa	Chromium-15 Tungsten-10 Nic	kel Alloy for Surgical Implant						
		Askeland, Donald pp. 280-285 (1984	R., Age Hardening or Prec	ipitation Hardening, The Scien	ce and Engineering of Materials,						
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